

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

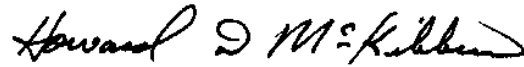
UNITED STATES OF AMERICA,)	2:98-cr-00035-HDM-RJJ
)	
Plaintiff,)	
)	
vs.)	ORDER
)	
BRET ALLEN HUDSON,)	
)	
Defendant.)	
_____)	

The defendant has filed a "motion for modification of conditions" under 18 U.S.C. § 3583(e) (2) (#154). The motion does not actually seek modification of the conditions of supervised release as contemplated by § 3583(e) (2). Rather, defendant seeks reduction of his term of imprisonment on the grounds that the sentence exceeds the maximum authorized by law. Defendant's motion is therefore not a motion for modification of conditions of release, but instead is more properly characterized as a motion for correction of sentence pursuant to 28 U.S.C. § 2255. Defendant has over the years filed several motions either directly under § 2255 or cognizable under § 2255. The motion therefore amounts to a

1 successive § 2255 motion, and successive § 2255 motions may not be
2 filed except under "limited circumstances." *Dodd v. United States*,
3 545 U.S. 353, 359 (2005). Defendant has not shown any of those
4 circumstances exist. See 28 U.S.C. § 2255(h). The motion (#154)
5 is accordingly **DENIED**.

6 **IT IS SO ORDERED.**

7 DATED: This 6th day of August, 2012.

8 

9 UNITED STATES DISTRICT JUDGE
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28